



WILLIAMS MULLEN

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November 10, 2005

BY FEDERAL EXPRESS DELIVERY

Mr. Brett Haan
Deputy Program Manager
800 MHz Transition Administrator
c/o Squire, Sanders & Dempsey LLP
8000 Towers Crescent Drive, 14th Floor
Tysons Corner, VA 22182-2700

Dear Mr. Haan:

We are in receipt of your letter dated October 7, 2005, regarding the negotiation of a Frequency Reconfiguration Agreement ("FRA") between Coastal SMR Network, LLC, CRSC Holdings, Inc., and ARC, Inc. (the "Incumbents") and Sprint Nextel during the mandatory negotiation period for Wave 1 licensees, ending on December 27, 2005. The Incumbents made an election for relocation to the ESMR band on May 10, 2005. The 800 MHz Transition Administrator ("TA") deemed that election contingent on FCC action regarding the relief sought by the Incumbents during the FCC's reconsideration of its Report and Order, released on August 6, 2004. See letter from TA to Incumbents dated August 1, 2005.

Currently, the Incumbents are not in a position to commence meaningful FRA negotiations with Sprint Nextel. The FCC released a Memorandum Opinion and Order ("MO&O") on October 5, 2005, which changed the relocation options for the Incumbents, subject to further reconsideration and judicial review. Until that MO&O is a final order, the TA's authority to implement the Incumbents' election to relocate both site-based and EA licenses to the ESMR band remains uncertain. In addition, the TA's current procedures are not tailored to non-ESMR EA licensees relocating both site-specific and geographic licenses to the ESMR band, where the Incumbents will pay their relocation costs, except for transactional costs. We have requested clarification of the procedures from the TA in a recent letter (copy attached).

A Professional Corporation

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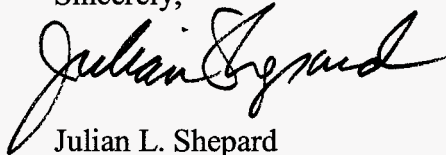


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Until the TA's procedures are clarified, and until the MO&O is a final order, the mandatory negotiation period for non-ESMR EA licensees relocating both site-specific and geographic licenses to the ESMR band should be tolled. A formal request for tolling soon will be filed with the FCC, with a copy to the TA.

Sincerely,



Julian L. Shepard

Attachment

cc: Mr. David Furth
Associate Bureau Chief and Chief Counsel
Wireless Telecommunications Bureau, FCC

Mr. Michael Wilhelm
Chief, Public Safety and Critical Infrastructure
Division
Wireless Telecommunications Bureau, FCC



WILLIAMS MULLEN

Direct Dial: 202.293.8111
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October 21, 2005

BY ELECTRONIC AND FIRST-CLASS MAIL

800 MHz Transition Administrator LLC
c/o Squire, Sanders & Dempsey LLP
8000 Towers Crescent Drive, 14th Floor
Tysons Corner, VA 22182-2700

Dear Sirs:

We have been asked to advise a non-ESMR EA licensee electing to relocate to the ESMR band on the proper procedure to obtain reimbursement from Nextel for reasonable transactional costs, such as for legal and engineering fees directly related to the determination of comparable spectrum, such as determining channel assignments or "white area" as set forth in the Supplemental Order at para 79.

The guidelines provided by the TA on the Internet site and in the Transition Handbook appear to be tailored to licensees who are entitled to reimbursement for equipment and construction costs. However, the FCC has determined that a non-ESMR licensee electing to relocate to the ESMR band is only entitled to transactional costs (not equipment or construction costs). These appear to be treated as part of a Request for Planning Funding under the procedures outlined in the TA's Reconfiguration Handbook, but planning funding is part of a two phase process, of which this type of a non-ESMR EA licensee is not entitled to participate in the second phase.

What is the correct procedure for a non-ESMR EA licensee electing to relocate into the ESMR band to submit its claim for reimbursement of reasonable transaction costs?

Is there a deadline for submission of such claims?

Are there any other guidelines for licensees of this type regarding the submission of reimbursement claims?

A Professional Corporation

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800 MHz Transition Administrator LLC

October 21, 2005

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Thank you, in advance, for your assistance.

Sincerely,

A handwritten signature in cursive script, reading "Julian L. Shepard". The signature is fluid and elegant, with the first letters of each word being capitalized and prominent.

Julian L. Shepard